IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.39236 of 2008

SANJAY RAI
S/o- Suresh Prasad Rai
R/o- Village Ibrahimpur,
P.S.- Dariyapur,
District - Saran

Versus
STATE OF BIHAR

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2. 04.12.2008 Heard the parties.

Petitioner is an accused in a case registered for the offences under Sections 307, 302/34 of the Indian Penal Code and 27 of the Arms Act and ¾ of the Explosive Substance Act.

It has been submitted on behalf of the petitioner that petitioner is named accused. However, police after investigation did not find any evidence against this petitioner as such, did not charge sheeted and submitted final report against this petitioner. However, during the trial of the chargesheet accused persons the petitioner was summoned under Section 319 of the Code of Criminal procedure.

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Learned counsel for the State submits that police after investigation submitted final report in which petitioner was not charge sheeted.

Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender

within a period of four weeks from today, the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional District Judge cum Fast Track Court No. IV, Saran in connection with Sessions Trial No. 105 of 2007 arising out of Dariyapur P.S. case No. 33 of 2005 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Jagdish/- **(Shailesh Kumar Sinha,J)**

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